

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE V.GIRI

MONDAY, THE 20TH AUGUST 2007 / 29TH SRAVANA 1929

WP(C).No. 12426 of 2007(S)

IA 4279 2006 IN OP.716/2005 of FAMILY COURT,ERNAKULAM

PETITIONER:

ASEEBA M.A., AGED 26 YEARS,
D/O M.H.ABDUL AZEEZ, KAF VILLA,
CHULLICKAL, KOCHI-5.

BY ADV. SMT.K.GIRIJA

RESPONDENT:

SHUHAIB, AGED 33 YEARS,
S/O ABDUL RAHIMAN, AMINA MANZIL,
JAWAN CROSS ROAD, NEAR EDAPPALLY RAILWAY STATION,
EDAPPALLY.

BY ADV. SRI.T.M.ABDUL LATHEEF

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 20/08/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

APPENDIX:

PETITIONER'S EXHIBITS:

EXT.P1-TRUE COPY OF HTE ORDER IN IA.2194/2005 IN OP.716/2005 DATED 1-7-2005 BEFORE THE FAMILY COURT, ERNAKULAM.

EXT.P2- TRUE COPY OF HTE ORDER DATED 13-9-2005 IN IA.3070/2005 IN OP.716/2005 BEFORE THE FAMILY COURT, ERNAKULAM.

EXT.P3- TRUE COPY OF THE ORDER DATED 29-10-2005 IN IA.3634/2005 IN OP (G&W) 716/2005 PASSED BY THE FAMILY COURT, ERNAKULAM.

EXT.P4-TRUE COPY OF THE ORDER DATED 23-5-2006 IN IA.1627/2006 IN OP (G&W) 716/2005 PASSED BY THE FAMILY COURT, ERNAKULAM.

EXT.P5- TRUE COPY OF HTE IA.NO.4279/2006 IN OP 716/2005 FILED BEFORE THE FAMILY COURT, ERNAKULAM.

EXT.P6- TRUE COPY OF HTE OBJECTION DATED 21-3-2007 IN IA.4279/2006 FILED BY THE RESPONDENT.

EXT.P7- TRUE COPY OF HTE REPLY AFFIDAVIT DATED 24-3-2007 IN IA.4279/2006 FILED BY THE PETITIONER.

EXT.P8-TRUE COPY OF HTE ORDER DATED 26-3-2007 IN IA.4279/2006 FILED BY THE PETITIONER.

EXT.P9-TRUE COPY OF THE RECEIPT DATED 16-12-2006 ISSUED BY AL AMEEN PUBLIC SCHOOL.

EXT.P10-TRUE COPY OF THE CIRCULAR NO.A1 29.06 DATED 30-1-2006 ISSUED BY THE PRINCIPAL, AL AMEEN PUBLIC SCHOOL, EDAPPALLY.

EXT.P11- TRUE COPY OF THE FEE CARD OF HTE PETITIONER'S SON ISSUED BY THE DAWN PUBLIC SCHOOL.

J.B. KOSHY & V.GIRI JJ.

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W.P.(C).No. 12426 of 2007-S

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Dated this the 20th day of August, 2007

J U D G M E N T

Koshy, J.

This writ petition is directed against the interim order passed by the Family Court. The child was studying in Dawn Public School for the period up to May, 2007. The father was directed to pay Rs.12,000/-. The O.P itself was filed in 2005. If any further amounts are required for the expenses of the child, it is for the petitioner to approach the Family Court and the Family Court can pass orders untrammelled by Ext.P8 order. The petitioner is also free to file appropriate applications for maintenance of the child. Since the O.P itself was filed in 2005, the Family Court is directed to dispose of the O.P along with connected cases as expeditiously as possible, if possible, within three months from the date of receipt of a copy of this judgment.

The Writ Petition is disposed of as above.

J.B. KOSHY, JUDGE.

V.GIRI, JUDGE.

MS

